

CHAPTER 218
STATEWIDE LIBRARY SERVICES
S.F. 250

AN ACT relating to the provision of statewide library services by the reorganization of the state library of Iowa and the regional library system.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. NEW SECTION. 303A.1 DEFINITIONS.

As used in this chapter, unless the context otherwise requires:

1. "State library" means the state library of Iowa established in section 303A.3.
2. "Commission" means the state library commission of Iowa.
3. "State agency" means a legislative, executive, or judicial office of the state and all of its respective officers, departments, divisions, bureaus, boards, commissions, committees, and state institutions of higher education governed by the state board of regents.
4. "State publications" means all multiple-produced publications regardless of format which are issued by a state agency and supported by public funds, but it does not include:
 - a. Correspondence and memoranda intended solely for internal use within the agency or between agencies.
 - b. Materials excluded from this definition by the commission through the adoption and enforcement of rules pursuant to section 303A.4.

Sec. 2. NEW SECTION. 303A.2 PURPOSES.

The purposes of the state library are to meet the informational needs of the three branches of state government, to provide for the improvement of library services to all Iowa citizens, and to foster development and cooperation among libraries.

Sec. 3. NEW SECTION. 303A.3 STATE LIBRARY AND COMMISSION ESTABLISHED.

1. There is established a state library of Iowa governed by a seven-member commission. The commission consists of one member appointed by the state supreme court and six members appointed by the governor to serve four-year, overlapping terms beginning and ending as provided in section 69.19. Of the governor's appointees, one member shall be from the medical profession and five members selected at large. Of the appointees to the initial commission, three gubernatorial appointees shall be appointed to an initial term of two years. Thereafter, all appointments shall be for a four-year term. Not more than three of the members appointed by the governor shall be of the same gender. Members of the commission shall receive per diem of forty dollars while engaged in their official duties. The members shall also be reimbursed for their actual and necessary travel and other official expenditures necessitated by their official duties.

2. The commission shall elect one of its members as chairperson. The commission shall meet at the time and place as specified by call of the chairperson. At least one meeting shall be held bimonthly. Four members are a quorum for the transaction of business.

Sec. 4. NEW SECTION. 303A.4 POWERS AND DUTIES OF THE COMMISSION.

In carrying out the purposes of section 303A.1, the commission:

1. May receive and expend money for providing programs and services. The commission may receive, accept, and administer any moneys appropriated or granted to it, separate from the general library fund, by the federal government or by any other public or private agency.

2. May enter into interstate library compacts on behalf of the state of Iowa with any state which legally joins in the compacts as provided in section 303A.8.

3. Shall appoint and evaluate the state librarian who shall have a master's degree in librarianship from a program of study accredited by the American library association and who may be terminated for good cause.

4. Shall determine policy for providing information service to the three branches of state government and to the legal and medical communities in this state.

5. Shall develop and adopt, in conjunction with the Iowa regional library system, long-range plans for the continued improvement of library services in the state. To insure that the concerns of all types of libraries are addressed, the commission shall establish a long-range planning committee to review and evaluate progress and report findings and recommendations to the commission and to the trustees of the Iowa regional library system at an annual meeting.

6. Shall develop in cooperation with the Iowa regional library system an annual plan of service for the Iowa regional library system and its individual members to insure consistency with the state long-range plan.

7. Shall coordinate a statewide interregional interlibrary loan and information network among libraries in this state and support activities which increase cooperation among all types of libraries.

8. Shall establish and administer a statewide continuing education program for librarians and trustees.

9. Shall give to libraries advice and counsel in specialized areas which may include, but are not limited to, building construction and space utilization, children's services, and technological developments.

10. Shall obtain from libraries reports showing the condition, growth and development of services provided and disseminate this information in a timely manner to the citizens of Iowa.

11. Shall foster public awareness of the condition of libraries in Iowa and of methods to improve library services to the citizens of the state.

12. Shall establish and administer standards for state agency libraries, the Iowa regional library system, and public libraries.

13. Shall establish and administer certification guidelines for librarians not covered by other accrediting agencies.

14. Shall establish and administer a program for the collection and distribution of state publications to depository libraries.

15. Shall adopt and enforce rules under chapter 17A and perform other acts necessary to carry out its powers and duties under this chapter.

Sec. 5. NEW SECTION. 303A.5 DUTIES OF STATE LIBRARIAN.

The state librarian shall:

1. Organize, staff, and administer the state library.

2. Recommend to the commission policies pertaining to library services as necessary for carrying out the provisions of this chapter.

3. Prepare a budget for the approval of the commission and administer the budget when approved.

4. Cooperate with the members of the Iowa regional library system, state agency libraries and representatives of the Iowa library community in considering and developing plans for the improvement of library services.

5. Advise and counsel with the commission on all matters pertaining to library and information services.

6. Carry out all policies of the commission not inconsistent with state law.

Sec. 6. **NEW SECTION. 303A.6 STATE PUBLICATIONS.**

Upon issuance of a state publication, a state agency shall deposit with the state library at no cost to the state library, seventy-five copies of the publication or a lesser number if specified by the state library.

Sec. 7. **NEW SECTION. 303A.7 LIBRARY DEPARTMENTS.**

The state library shall include, but is not limited to, a medical library department and a law library department.

1. The medical library department shall be headed by a medical librarian, appointed by the state librarian with the approval of the commission, subject to chapter 19A. The medical librarian shall:

a. Operate the medical library department which shall always be available for free use by the residents of Iowa under rules the commission adopts.

b. Give no preference to any school of medicine and shall secure books, periodicals, and pamphlets for every legally recognized school of medicine without discrimination.

c. Perform other duties imposed by law or prescribed by the rules of the commission.

2. The law library department shall be headed by a law librarian, appointed by the state librarian with the approval of the commission and the Iowa supreme court, subject to chapter 19A. The law librarian shall:

a. Operate the law library department which shall be maintained in the state capitol or in rooms convenient to the state supreme court and which shall be available for free use by the residents of Iowa under rules the commission adopts.

b. Maintain, as an integral part of the law library, reports of various boards and agencies and copies of bills, journals and other information relating to current or proposed legislation.

c. Arrange to make exchanges of all printed material published by the several states and the government of the United States.

d. Perform other duties imposed by law or by the rules of the commission.

Sec. 8. Section 303B.1, Code 1985, is amended by striking the section and inserting in lieu thereof the following:

303B.1 REGIONAL LIBRARY SYSTEM ESTABLISHED — PURPOSES.

A regional library system is established to provide supporting services to libraries and to encourage local financial support for library services.

Sec. 9. Section 303B.4, Code 1985, is amended to read as follows:

303B.4 TERMS.

Regional library trustees shall take office on the first day of January following the general election and shall serve terms of four years, ~~except that trustees elected to the initial board in the year 1974 shall determine their respective terms by lot so that three members shall serve terms of two years and four members shall serve terms of four years.~~ A vacancy shall be filled when it occurs not less than ninety days before the next general election by appointment by the regional board for the unexpired term. No trustee shall serve on a local library board or be employed by a library during the trustee's term of office as a regional library trustee.

Sec. 10. Section 303B.6, Code 1985, is amended by striking the section and inserting in lieu thereof the following:

303B.6 POWERS AND DUTIES OF REGIONAL TRUSTEES.

In carrying out the purposes of section 303B.1, each board of trustees:

1. Shall appoint and evaluate a qualified administrator who shall have a master's degree in librarianship from a program of study accredited by the American library association and who may be terminated for good cause.

2. Subject to the approval of the annual plan of service by the state library commission, may receive and expend state appropriated funds.

3. May receive and expend other funds and receive and expend gifts of real property, personal property or mixed property, and devises and bequests including trust funds; may take title to the property; may execute deeds and bills of sale for the conveyance of the property; and may expend the funds received from the gifts.

4. May accept and administer trusts and may authorize nonprofit foundations acting solely for the support of the regional library to accept and administer trusts deemed by the board to be beneficial to the operation of the regional library. Notwithstanding section 633.63, the board and the nonprofit foundation may act as trustees in these instances. The board shall require that moneys belonging to a nonprofit foundation be audited annually.

5. May contract with libraries, library agencies, private corporations or individuals to improve library service.

6. May acquire land and construct or lease facilities to carry out the provisions of this chapter.

7. Shall provide consultation and educational programs for library staff and trustees concerning all facets of library management and operation.

8. Shall provide interlibrary loan and information services intraregionally, but which are capable of being linked interregionally, according to the standards developed by the state library commission.

9. Shall develop and adopt, in cooperation with other members of the regional library system and the state library of Iowa, a long-range plan for the region.

10. Shall prepare, in cooperation with all members of the regional library system and the state library commission, an annual plan of service.

11. Shall provide data and prepare reports as directed by the state library commission.

12. Shall require, as a condition for receiving services, that a governmental subdivision assure maintenance of local effort to support the operating expenses of a local library.

13. May perform other acts necessary to carry out its powers and duties under this chapter.

Sec. 11. Section 303B.7, Code 1985, is amended by striking the section and inserting in lieu thereof the following:

303B.7 DUTIES OF THE REGIONAL ADMINISTRATOR.

A regional administrator shall:

1. Act as administrator and executive secretary of the region in accordance with the objectives and policies adopted by the regional board and with the intent of this chapter.

2. Organize, staff, and administer the regional library so as to render the greatest benefit to libraries and information services in the area.

3. Advise and counsel with the regional board of trustees and individual libraries in all matters pertaining to the improvement of library services in the region.

4. Cooperate with other members of the regional library system, the state library of Iowa and representatives of the Iowa library community in considering and developing plans for the improvement of library services in Iowa.

5. Carry out the policies of the regional board of trustees not inconsistent with state law.

Sec. 12. Section 303B.8, Code 1985, is amended by striking the section and inserting in lieu thereof the following:

303B.8 ALLOCATION AND ADMINISTRATION OF FUNDS.

1. Funds appropriated for the purpose of carrying out this chapter shall be allocated to regional boards by the state library commission as follows:

- a. Sixty percent in proportion to the population served by each regional board.
- b. Twenty-five percent proportioned equally among the regional boards.
- c. Fifteen percent in proportion to the geographic area served by each regional board.

2. In addition to funds received under subsection 1, a regional library board may individually or cooperatively apply to the state library commission for available grants.

Sec. 13. Section 18.97, subsection 19, Code 1985, is amended to read as follows:

19. To the ~~depository library center established pursuant to section 303A.22~~ state library of Iowa 1 copy for each depository library

Sec. 14. The terms of office of members of the state library commission serving unexpired terms immediately prior to the effective date of this Act expire on the effective date of this Act.

Sec. 15. Sections 303A.1 through 303A.7, 303A.21 through 303A.24, and 303B.8A, Code 1985, are repealed.

Approved May 29, 1985

CHAPTER 219
COLLEGE STUDENT ASSISTANCE
S.F. 156

AN ACT relating to programs administered by the Iowa college aid commission, to establish an Iowa college work-study program, and to change the method of administering the state scholarship program.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. **NEW SECTION. 261.67 WORK-STUDY PROGRAM.**

The Iowa college work-study program is established to stimulate and promote the part-time employment of students attending Iowa postsecondary educational institutions who are in need of employment earnings in order to pursue postsecondary education. The program shall be administered by the commission. The commission shall adopt rules under chapter 17A to carry out the program. The employment under the program shall be employment by the postsecondary education institution itself or work in a public agency or private nonprofit organization under a contract between the institution and the agency or organization. The work shall not result in the displacement of employed workers or impair existing contracts for services.